

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

JOHN GACHAGO,  
Plaintiff

v.

BRISTOL MYERS SQUIBB, and  
AMERICAN EXPRESS,  
Defendants

CIVIL ACTION NO.

05-10141-RGS

**CERTIFICATE IN COMPLIANCE WITH LOCAL RULE 16.4**

The undersigned certify that the defendant American Express Travel Related Services Company, Inc. has conferred with its attorneys with a view to establishing a budget for the costs of conducting the full course of the above-referenced matter, including various alternative courses of the litigation and to consider the resolution of the litigation through the use of alternative dispute programs.

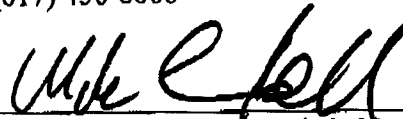
Respectfully submitted,

AMERICAN EXPRESS TRAVEL RELATED  
SERVICES COMPANY, INC.

By its attorneys,



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Paige A. Scott Reed, BBO #637905  
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Mark Campbell on behalf of American  
Express Travel Related Services Company, Inc.

Dated: May 11, 2005